

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Roads & Buildings Department- Nalgonda District - Land acquired for formation of R&B road from Mamidala - Kuntapally, Gummadavaly (V), Thungathurthy (M), Nalgonda district U/s 18 of the L.A. Act – OP.No.41/87 – Appeal filed in Hon'ble High Court – Request for providing of funds towards payment of land compensation –Sanction – Orders – Issued

TRANSPORT, ROADS AND BUILDINGS (ROADS-III) DEPARTMENT

G.O.Rt.No. 108

Dated: 24-01-2013.
Read the following

From the Chief Engineer (R&B) Roads, Hyd., Lr.No.53513/TA12/AEE2/98, dt. 31-7-2006, 25-6-2011 & 9-12-2012

O R D E R:

In the reference read above, the E-in-C (R&B)SR, Hyd., has stated that an extent of Ac.16.11 Guntas of land situated in Gummadavally village of Nalgonda district was acquired for providing house sites to SCs and BCs for formation of R&B road from Mamidala – Kuntapally village during 1979. The land acquisition officer awarded an amount of Rs. 3000/- per acre for the acquired land. A reference was sought for under Sec. 18 of Land Acquisition Act in OP.No.41/87 by the Awardees. The Subordinate Judge, Suryapet enhanced the market value for the acquired land to Rs. 1, 00,000/- per acre. Aggrieved to the same, an appeal was preferred in Appeal suit.No.2150/1992. The Hon'ble High Court in its orders, dt. 17.7.1998 in A.S.No. 2150/1992 has passed orders confirming the decree of the lower court and dismissed the appeal and requested to deposit the decretal amount in OP. No. 41/87 in Sr. Civil Court, Suryapet.

2. Further, the Engineer-in-Chief (R&B) SR, Hyd., in his letter dt. 25-6-2011 has stated that earlier the Govt., was requested to sanction Rs.6,15,476/- to deposit the same in the Court. Meanwhile, he has informed that Smt. Potharaju Rajamma W/o Sri Ramulu R/o Gummadivally have approached the Hon'ble High Court to pass an order directing the Respondents to pay the compensation toward the acquisition of lands for the formation of Mamidala – Kuntapally road. The Hon'ble High Court have issued orders directing the Respondents to deposit the compensation payable under E.P. within two months. The R.D.O., Suryapet has pointed out that in the earlier letters, the interest was calculated from 29-7-1986 to 17-11-1992 which was shown at Sl.No.4 as Rs.1,40,049/- is correct. But at Sl.No.5, the date was shown as 17-11-1997 instead of 17-11-1992, which is due to typographical mistake. The RDO, Suryapet has requested to release an amount of Rs.6,25,852/- while calculating interest upto 31-8-2011 towards decretal charges to deposit in Sr. Civil Judge Court, Suryapet in OP.No.41/97 in compliance with the Hon'ble High Court orders, dt. 7-3-2011.

3. The Engineer-in-Chief (R&B) SR, Hyd., has requested to release LOC for decretal amount of Rs. 6,48,128/- under the Head of Account "5054 – COL on Roads and Bridges,04 – District and Other Roads, MH – 800 – Other Expenditure, GH-11 – Normal State Plan, SH(08) – Other Roads, 530 – Major Works, 532 – Lands (Charged)" under Contingent fund at an early date to avoid possible legal complications

4. Government, after careful examination of the proposal of the Engineer-in-Chief (R&B) State Roads, Hyderabad, hereby accord administrative sanction for an amount of Rs.6,48,128/- (Rupees six Lakhs, forty eight thousand one hundred and twenty eight only) towards payment of decretal charges in OP.No. 41/87 and to deposit in Sr. Civil Judge Court, Suryapet in compliance with the High Court orders, dated 07-03-2011.

(P.T.O)

5. The amount sanctioned in Para (4) above shall be met initially by way of an advance from the contingency fund under "MH 5054-Capital out lay on Roads and Bridges, 04-District and Other Roads, MH-800-Other Expenditure,GH-11-Normal State Plan, SH(08)-Other Roads, 530-Major Works, 532-Lands (charged)"

6. The E-in-C (R&B) State Roads, Hyderabad shall draw the amount sanctioned in Para (4) above and take necessary action.

7. The E-in-C (R&B) State Roads, Hyderabad shall send necessary proposals to Government during the current financial year 2012-2013 at appropriate time for obtaining supplementary Grant to recoup the advance sanctioned from the contingency fund.

8. This order issues with the concurrence of Finance (Expr. PW) Department vide their U.O. No 1499/58/Expr.PW-II/13, dt.22-1-2013.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P. SINGH,
PRINCIPAL SECRETARY TO GOVERNMENT

To

The E-in-C (R&B), State Roads, Hyderabad.

Copy to:

The Principal Accountant General, A.P., Hyd.

The Finance (Expr. PW) Dept/ Finance (BG I) Dept.

The Director of Works Accounts, A.P., Hyd.

The PAO (works) Nalgonda District.

The P.S. to Minister (R&B)

The P.S. to Prl.Secy.,R&B Dept.

SF/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER